

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA


'08 MJ 8012

4 UNITED STATES OF AMERICA, ) Magistrate's Case No.:  
5 )  
6 Plaintiff, ) COMPLAINT FOR VIOLATION OF  
7 )  
8 v. ) Title 21 U.S.C. § 841(a)(1)  
9 ) Possession of a Controlled  
10 Adolfo Jonathan TORRES ) Substance with Intent to  
11 ) Distribute  
12 )  
13 )  
14 )  
15 Defendant )  
16 )  
17 )  
18 )  
19 )  
20 )  
21 )  
22 )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

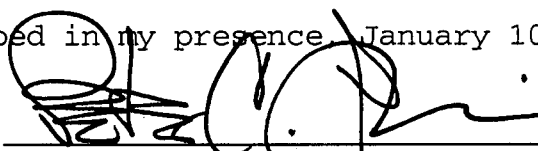
The undersigned complainant duly sworn states:

That on or about January 2, 2008, within the Southern District of California, defendant Adolfo Jonathan TORRES did knowingly and intentionally possess with intent to distribute approximately 1,738.68 kilograms (3,833.79 pounds) of marijuana, a Schedule I Controlled Substance, in violation of Title 21 United States Code, Section 841(a)(1).

And the complainant states that this complaint is based on the attached Probable Cause Statement, which is incorporated herein by reference.

  
Barbara Hopkins, Special Agent  
Drug Enforcement Administration

Sworn to before me and subscribed in my presence January 10, 2008.

  
Peter C. Lewis  
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

v.

2 Adolfo Jonathan TORRES

3 STATEMENT OF FACTS

4 I, Special Agent Barbara Hopkins, of the Drug Enforcement  
5 Administration declare the following is true and correct:

6 On January 2, 2008, at approximately 7:00 PM Drug Enforcement  
7 Administration (DEA) agents, along with the Imperial County  
8 Sheriff's Office and El Centro Police Department conducted a search  
9 with the consent of Daniel FIGUEROA-Moreno of 1711 Lenrey Avenue,  
10 El Centro, California. Upon searching the residence, agents  
11 located approximately 3,833.79 pounds of marijuana in three of the  
12 four bedrooms in the residence. In the closet of the bedroom that  
13 contained personal property of Adolfo Jonathan TORRES, agents  
14 discovered approximately 25 bundles of marijuana.

15  
16 On January 2, 2008, DEA SA Jeff Butler and Imperial County  
17 Sheriff's Office Deputy Camilo Gonzalez conducted an interview of  
18 Daniel FIGUEROA-Moreno. FIGUEROA is a resident of the 1711 Lenrey  
19 Avenue address. FIGUEROA stated an individual in Mexico known only  
20 as "E" contacted FIGUEROA and instructed him to locate a house to  
21 rent for the purpose of storing marijuana. FIGUEROA stated "E"  
22 sent him \$1,300.00 for the rent at the 1711 Lenrey Avenue address.  
23 "E" also sent FIGUEROA \$600.00 every two weeks as payment to  
24 FIGUEROA and others to watch over the marijuana and allow access to  
25 the house for individuals moving marijuana into and out of the  
26 residence. FIGUEROA also stated the last shipment of marijuana to  
27 the house was on December 20 or 21, 2007.  
28

On January 2, 2008, SA Adriel Villacorta and Barbara Hopkins interviewed Ricardo FIGUEROA, who is the brother of Daniel FIGUEROA. R. FIGUEROA was present at the 1711 Lenrey address on the night of January 2, 2008, and was arrested following the discovery of the above mentioned marijuana. R. FIGUEROA stated besides Daniel FIGUEROA, Horaldo FLORES and Christian GUTIERREZ, an individual named Adolfo Jonathan TORRES, AKA "Jonathan", also resided at the residence. This was evidenced by pay stubs, photographs and other paperwork in the name of Adolfo Jonathan TORRES which were located in the bedroom which contained 25 bundles of marijuana. R. FIGUEROA further stated TORRES was at the 1711 Lenrey address on the night of January 2, 2008, but quickly fled out the back door when police officers rang on the doorbell.

On January 9, 2008, DEA special agents (SA) Victor Vazquez, Matthew Lankenau, Jim Hughes and ATF agent Armando Hernandez arrested Adolfo Jonathan TORRES at his place of employment in El Centro, California. SAs Hughes and Hopkins began an interview of TORRES. SA Hughes read TORRES Miranda Warnings via a DEA 13A card. TORRES acknowledged his rights and agreed to answer questions without an attorney being present. TORRES stated he had been residing at the 1711 Lenrey Avenue address since mid-December 2007. TORRES stated he was aware that marijuana was being kept at the house. TORRES stated while being the sole occupant of the residence, he came in contact with an individual who parked a pickup truck containing marijuana in the garage of the residence. TORRES later stated he observed Daniel FIGUEROA-Moreno and the individual with the pickup truck packaging and storing marijuana

inside the residence. TORRES stated he did not pay for room and  
1 board. TORRES stated he chose to remain living at the residence  
2 despite knowing that marijuana was being stored there. TORRES  
3 further stated on the night of January 2, 2008, he observed police  
4 officers at the front door of the house and after looking out the  
5 front window, he fled out the back door. TORRES stated he fled the  
6 house because he knew a large quantity of marijuana was being  
7 stored there.  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28